

Superseded 3/18/2016

32B-5-307 Bringing onto or removing alcoholic product from premises.

- (1) Except as provided in Subsection (3):
 - (a) A person may not bring onto the licensed premises of a retail licensee an alcoholic product for on-premise consumption.
 - (b) A retail licensee may not allow a person to:
 - (i) bring onto licensed premises an alcoholic product for on-premise consumption; or
 - (ii) consume an alcoholic product brought onto the licensed premises by a person other than the retail licensee.
- (2) Except as provided in Subsection (3):
 - (a) A person may not carry from a licensed premises of a retail licensee an open container that:
 - (i) is used primarily for drinking purposes; and
 - (ii) contains an alcoholic product.
 - (b) A retail licensee may not permit a patron to carry from the licensed premises an open container described in Subsection (2)(a).
- (3)
 - (a) A patron may bring a bottled wine onto the premises of a retail licensee for on-premise consumption if:
 - (i) permitted by the retail licensee; and
 - (ii) the retail licensee is authorized to sell, offer for sale, or furnish wine.
 - (b) If a patron carries bottled wine onto the licensed premises of a retail licensee, the patron shall deliver the bottled wine to a server or other representative of the retail licensee upon entering the licensed premises.
 - (c) A retail licensee authorized to sell, offer for sale, or furnish wine, may provide a wine service for a bottled wine carried onto the licensed premises in accordance with this Subsection (3).
 - (d) A patron may remove from a licensed premises the unconsumed contents of a bottle of wine purchased in the licensed premises, or brought onto the licensed premises in accordance with this Subsection (3), only if before removal the bottle is recorked or recapped.